

(The nominations received today are printed at the end of the Senate proceedings.)

**ECONOMIC REPORT OF THE PRESIDENT DATED FEBRUARY 2005 WITH THE ANNUAL REPORT OF THE COUNCIL OF ECONOMIC ADVISERS FOR 2005—PM 6**

The Presiding Officer laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Joint Economic Committee:

*To the Congress of the United States:*

The United States is enjoying a robust economic expansion because of the good policies we have put in place and the strong efforts of America's workers and entrepreneurs. Four years ago, our economy was sliding into recession. The bursting of the high-tech bubble, revelations of corporate scandals, and terrorist attacks hurt our economy, leading to falling incomes and rising unemployment.

We acted by passing tax relief so American families could keep more of their own money. At the same time, we gave businesses incentives to invest and create jobs. Last year, we gained over 2 million new jobs, and the economy's production of goods and services rose by 4.4 percent. The unemployment rate is now 5.2 percent, which is lower than the average of each of the past three decades and the lowest since the attacks of September 11, 2001. Our pro-growth policies are taking us in the right direction.

As I start my second term, we must take action to keep our economy growing. I will not be satisfied until every American who wants to work can find a job. I have laid out a comprehensive strategy to sustain growth, create jobs, and confront the challenges of a changing America.

I am committed to restraining spending by eliminating government programs that do not work and by making government provide important services more efficiently. I have pledged to cut the deficit in half by 2009, and we are on track to do so.

The greatest fiscal challenges we face arise from the aging of our society. Because Americans are having fewer children and living longer, seniors are becoming a larger proportion of the population. This change has important implications for the Social Security system, because the benefits paid to retirees come from taxes on today's workers. In 1950, there were 16 workers paying into Social Security for every person receiving benefits. Now there are just over 3, and that number will fall to 2 by the time today's young workers retire. We will not change Social Security for those now retired or nearing retirement. We need to permanently fix the Social Security system for our children and grandchildren. I will work with the Congress to fix Social Security for generations to come.

The current tax code is a drag on the economy. It discourages saving and investment, and it requires individuals and businesses to spend billions of dollars and millions of hours each year to comply with the complicated system. I will lead a bipartisan effort to reform our tax code to make it simpler, fairer, and more pro-growth.

We are working to make health care more affordable and accessible for American families. The Medicare modernization bill I signed gives seniors more choices and helps them get the benefits of modern medicine and prescription drug coverage. We have created health savings accounts, which give workers and families more control over their health care decisions. We will open or expand more community health centers for those in need. To help control health costs and make health care more accessible, we must let small businesses pool risks across states so they can get the same discounts for health insurance that big companies get. We will increase the use of health information technology that will make health care more efficient, cut down on mistakes, and control costs.

Our litigation system encourages junk lawsuits and harms our economy, and the system must be reformed. I support medical liability reform to control the cost of health care, keep good medical professionals from being driven out of practice, and ensure that patient care—not avoidance of lawsuits—is the central concern in all medical decisions. I support class action reform to eliminate the waste, inefficiency, and unfairness of the class-action system. And I support reforms to the asbestos litigation system in order to protect victims with asbestos-related injuries and prevent frivolous lawsuits that harm our economy and cost jobs.

I will continue to push for energy legislation to help keep our economy strong. We must modernize our electricity system to make it more reliable. To make our energy supply more secure, we must explore for more energy in environmentally friendly ways in our own country, develop alternative sources of energy, and encourage conservation.

I will work to further simplify and streamline federal regulations that hinder growth and encumber our job creators. Our economy needs to allow entrepreneurs to spend more time doing business and less time with their lawyers and accountants.

I believe that Americans benefit from open markets and free and fair trade, and I am working to open up markets around the world and make sure that the playing field is level for our workers, farmers, manufacturers, and other job creators. In the past four years, we concluded free-trade agreements with Singapore, Chile, Australia, Morocco, Bahrain, Jordan, and six countries in Central America and the Caribbean. My Administration will continue to

work to expand trade on a multilateral, regional, and bilateral basis, and to enforce our trade laws to help ensure a level playing field.

I have a plan to prepare our young people for the jobs of the 21st century. We have brought greater accountability to our public schools and are working to improve our high schools. We have made Pell grants available to one million more students, and we will work to make college more affordable by increasing the size of Pell grants for low-income students. We are reforming our workforce training programs to help Americans obtain the skills needed for the jobs that our economy is creating.

I have an ambitious agenda for the next four years. During my first term, working with the Congress, I put policies in place to ensure a rapid recovery and to support strong growth. In my second term, together we will cut the budget deficit in half, fix Social Security, reform the tax code, reduce the burden of junk lawsuits, ensure a reliable and affordable energy supply, continue to promote free and fair trade, help make health care affordable and accessible for American families, and expand the quality and availability of educational opportunities. These policies will produce an economic environment that continues to unleash the creativity and energy of the American people.

**MESSAGES FROM THE HOUSE**

At 10:02 a.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 66. Concurrent resolution providing for the adjournment or recess of the two Houses.

At 1:59 p.m., a message from the House of Representatives, delivered by one of its clerks, announced that the House has passed the following bill, without amendment:

S. 5. An act to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, and for other purposes.

**ENROLLED BILL SIGNED**

The message also announced that the Speaker of the House of Representatives has signed the following enrolled bill:

S. 5. An act to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, and for other purposes.

The enrolled bill was signed subsequently by the President pro tempore (Mr. STEVENS).

At 4:33 p.m., a message from the House of Representatives, delivered by

Ms. Niland, one of its reading clerks, announced that the House has agreed to the following concurrent resolution, in which it requests the concurrence of the Senate:

H. Con. Res. 67. Concurrent resolution honoring the soldiers of the Army's Black Corps of Engineers for their contributions in constructing the Alaska-Canada highway during World War II and recognizing the importance of these contributions to the subsequent integration of the military.

The message also announced that pursuant to 22 U.S.C. 3003 note, and the order of the House of January 4, 2005, the Speaker appoints the following Members of the House of Representatives to the commission on Security and Cooperation in Europe: Mr. SMITH of New Jersey, Co-Chairman, Mr. WOLF of Virginia, Mr. PITTS of Pennsylvania, Mr. ADERHOLT of Alabama, and Mr. PENCE of Indiana.

The message further announced that pursuant to section 2 of the Civil Rights Commission Amendments Act of 1994 (42 U.S.C. 1975 note), the order of the House of January 4, 2005, and upon the recommendation of the Minority Leader, the Speaker appoints the following individual on the part of the House of Representatives to the Commission on Civil Rights to fill the remainder of the term expiring on May 3, 2005: Mr. Michael Yaki of San Francisco, California.

The message also announced that pursuant to 22 U.S.C. 3003 note, and the order of the House of January 4, 2005, the Speaker appoints the following Members of the House of Representatives to the Commission on Security and Cooperation in Europe: Mr. CARDIN of Maryland, Mrs. SLAUGHTER of New York, Mr. HASTINGS of Florida, and Mr. MCINTYRE of North Carolina.

#### MEASURES REFERRED

The following bill was read the first and the second times by unanimous consent, and referred as indicated:

H.R. 418. An act to establish and rapidly implement regulations for State driver's license and identification document security standards, to prevent terrorists from abusing the asylum laws of the United States, to unify terrorism-related grounds for inadmissibility and removal, and to ensure expeditious construction of the San Diego border fence; to the Committee on the Judiciary.

The following concurrent resolutions were read, and referred as indicated:

H. Con. Res. 6. Concurrent resolution expressing the sense of the Congress that the Department of Defense should continue to exercise its statutory authority to support the activities of the Boy Scouts of America, in particular the periodic national and world Boy Scout Jamborees; to the Committee on Armed Services.

H. Con. Res. 26. Concurrent resolution honoring the Tuskegee Airmen for their bravery in fighting for our freedom in World War II, and for their contribution in creating an integrated United States Air Force; to the Committee on Armed Services.

H. Con. Res. 30. Concurrent resolution supporting the goals and ideals of National Black HIV AIDS Awareness Day; to the Committee on Health, Education, Labor and Pensions.

H. Con. Res. 67. Concurrent resolution honoring the soldiers of the Army's Black Corps

of Engineers for their contributions in constructing the Alaska-Canada highway during World War II and recognizing the importance of these contributions to the subsequent integration of the military; to the Committee on Armed Services.

#### MEASURES PLACED ON THE CALENDAR

The following bills were read the second time, and placed on the calendar:

S. 397. A bill to prohibit civil liability actions from being brought or continued against manufacturers, distributors, dealers, or importers of firearms or ammunition for damages, injunctive or other relief resulting from the misuse of their products by others.

S. 403. A bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

#### MEASURES READ THE FIRST TIME

The following bill was read the first time:

H.R. 310. An act to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane material, and for other purposes.

#### ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on today, February 17, 2005, she had presented to the President of the United States the following enrolled bill:

S. 5. An act to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, and for other purposes.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-1010. A communication from the Assistant General Counsel for Legislation and Regulatory Law, Office of Security, Department of Energy, transmitting, pursuant to law, the report of a rule entitled "Procedural Rule for the Assessment of Civil Penalties for Classified Information Security Violations" (RIN1992-AA28) received on February 14, 2005; to the Committee on Energy and Natural Resources.

EC-1011. A communication from the Director, Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Montana Regulatory Program" (MT-024-FOR) received on February 11, 2005; to the Committee on Energy and Natural Resources.

EC-1012. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Syrups, Hydrolyzed Starch, Hydrogenated; Exemption from the Requirement of a Tolerance" (FRL No. 7697-9) received on February 14, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1013. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Quizalofop-ethyl; Pesticide Tolerance"

(FRL No. 7694-4) received on February 14, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1014. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Octanamide, N,N-dimethyl and Decanamide, N,N-dimethyl; Exemptions from the Requirements of a Tolerance" (FRL No. 7698-3) received on February 14, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1015. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Avermectin B1 and its delta-8,9-isomer; Pesticide Tolerance" (FRL No. 7695-7) received on February 14, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1016. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Clothianidin; Pesticide Tolerance" (FRL No. 7690-2) received on February 14, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1017. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Acibenzolar-S-methyl; Pesticide Tolerances for Emergency" (FRL No. 7697-8) received on February 14, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1018. A communication from the Principal Deputy Associate Administrator, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Glyphosate; Pesticide Tolerance" (FRL No. 7697-7) received on February 14, 2005; to the Committee on Agriculture, Nutrition, and Forestry.

EC-1019. A communication from the Acting Chief, Publications and Regulations Bureau, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Testimony or Production of Records in a Court or Other Proceeding" (TD 9178) received February 14, 2005; to the Committee on Finance.

EC-1020. A communication from the Acting Chief, Publications and Regulations Bureau, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Specified Liability Losses" (Notice 2005-20) received February 14, 2005; to the Committee on Finance.

EC-1021. A communication from the Acting Chief, Publications and Regulations Bureau, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Purchase Price Safe Harbors for Section 143 and 25" (Rev. Proc 2005-15) received February 14, 2005; to the Committee on Finance.

EC-1022. A communication from the Acting Chief, Publications and Regulations Bureau, Internal Revenue Service, Department of the Treasury transmitting, pursuant to law, the report of a rule entitled "Weighted Average Interest Rate Update Notice—Pension Funding Equity Act of 2004" (Notice 2005-19) received February 14, 2005; to the Committee on Finance.

EC-1023. A communication from the Acting Chief, Publications and Regulations Bureau, Internal Revenue Service, Department of the Treasury transmitting, pursuant to law, the